

**MINUTES FOR THE COURT OF APPEAL
STATE OF CALIFORNIA
SECOND APPELLATE DISTRICT**

May 3, 2007

DIVISION ONE

B181091 Freeman
 v.
 King et al.

(Not for Publication)

The judgment of dismissal as to Wachovia is affirmed. The judgment of dismissal as to King is reversed as to the quiet title and declaratory relief claims only and is otherwise affirmed, and the case is remanded for proceedings consistent with this opinion. This court's order of June 26, 2006, requiring plaintiff's counsel to provide quarterly reports concerning the status of the bankruptcy proceedings is vacated. That portion of the Writ of Supersedeas, as previously modified, requiring "an order of this Court for every transaction" is hereby modified to require "the signature of counsel for each party or court order for every transaction." The relief previously granted by this court concerning the proceeds of the sale of the Property shall otherwise remain in effect pending further order of the bankruptcy court or the superior court. The motion to dismiss the appeal and for sanctions is denied. All parties shall bear their own costs on appeal.

Rothschild, J.

I concur: Vogel (Miriam A.), J.

I concur and dissent: Spencer, P.J. (opinion)

DIVISION TWO

B185821 Amin, et al. (Not for Publication)
v.
Ghorbani, et al

The order is affirmed.

Chavez, J.

We concur: Boren, P.J.
Doi Todd, J.

B190949 Louis Bernstein, as administrator (Not for Publication)
v.
Jamie Schloss, et al.

We reverse the trial court's order denying appellant reimbursement of the per annum cost of the bond required by section 8480. We remand the matter to the trial court determine the reasonable per annum cost of the bond, to modify the order to reimburse appellant for the reasonable cost of the bond for every year it has remained in effect, and to reapportion the payments to be made from the estate to appellant and York accordingly. We affirm the order in all other respects. We deny Schloss's request for sanctions. All parties will bear their respective costs on appeal.

Chavez, J.

We concur: Boren, P.J.
 Doi Todd, J.

B188714 Pacific Business Connections, Inc.
v.
St. Paul Surplus Lines Inc. co.

Filed order certifying opinion for publication.

May 3, 2007(Continued)

DIVISION THREE

B186395 Bae (Not for Publication)
v.
Korean Americian Federation of Los Angeles, et al.

The judgment is affirmed. Bae is to bear all costs on appeal.

Aldrich, J.

We concur: Klein, P.J.
Kitching, J.

B180922 People
v.
Bejarano

Filed order modifying opinion. (No change in the judgment)

DIVISION FIVE

B186084 Terrie Hutton (Certified for Publication)
v.
Herbert Hafif

The order granting the special motion to strike is affirmed. The order granting attorney fees to defendants, Law Office of Herbert Hafif and Herbert Hafif, pursuant to Code of Civil Procedure 425.16, subdivision (c) is reversed. The order imposing costs in the sum of \$4,195.64 in their favor other than attorney fees is affirmed. Each side to bear own costs.

Turner, P.J.

We concur: Armstrong, J.
 Mosk, J.

DIVISION SIX

[illegible]

The judgment is affirmed.

Coffee, J.

We concur: Gilbert, P.J.
Yegan, J.

B182525 Fergus (Certified for Publication)
v.
Songer

The order granting a new trial on the issue of damages is reversed and the original \$1,200,000 judgment is reinstated. Wife's causes of action relating to the oral partnership agreement involving her are also reinstated. The reinstated causes of action are as follows: first (fraud and deceit); fourth (declaratory relief); fifth (accounting); eighth (breach of 50 per cent partnership agreement), tenth (specific performance of 50 per cent partnership agreement); eleventh (partnership dissolution, accounting, and appointment of receiver); twelfth (partition of proceeds from sale of the hotel); and thirteenth (imposition of constructive trust). The matter is remanded to the trial court for a trial on the reinstated causes of action pursuant to the views expressed in this opinion. Wife's recover, if any, on the reinstated causes of action shall not exceed an additional \$1,200,000. In all other respects, the original judgment on the jury verdict is affirmed. Appellants shall recover their costs on appeal.

Yegan, J.

We concur: Gilbert, P.J.
 Coffee, J.

DIVISION SIX (continued)

B191891 RDPH Properties (Not for Publication)

v.
Schaeffer

The order denying attorney fees is affirmed. The appeal from the order vacating the judgment is dismissed as moot. Respondent is to recover costs on appeal.

Perren, J.

We concur: Yegan, Acting P.J.
 Coffee, J.

B182487 Coy (Not for Publication)

v.
Wachtel

The award of compensatory damages is reduced to \$64,000. We affirm the awards of punitive damages and attorney fees. As modified, the judgments are affirmed. Costs on appeal are awarded to respondents.

Coffee, J.

We concur: Gilbert, P.J.
 Perren, J.

B189398 People (Not for Publication)

v.
Romero

The judgment is affirmed.

Gilbert, P.J.

We concur: Yegan, J.
 Coffee, J.

May 3, 2007(Continued)

DIVISION SEVEN

B190434 County of Los Angeles
 v.
 Bolton
 Higginbotham

Filed order denying petition for rehearing.